

H. B. 997

CHAPTER 431

AN ACT TO AMEND HOUSE BILL NUMBER FIFTY-FIVE, CHAPTER FORTY-NINE (ERRONEOUSLY STATED FOUR HUNDRED AND EIGHTEEN IN CAPTION OF BILL), OF THE PUBLIC LAWS OF ONE THOUSAND NINE HUNDRED AND THIRTY-SEVEN.

The General Assembly of North Carolina do enact:

Ch. 49, Public
Laws 1937,
amended.

SECTION 1. That Chapter forty-nine of the Public Laws of one thousand nine hundred and thirty-seven (House Bill number fifty-five), entitled "An Act to provide for the manufacture, sale and control of alcoholic beverages in North Carolina" be and the same is hereby amended as follows:

(a) By adding at the end of section six of said act the following:

Selection of
successor
when vacancy
created by death
or resignation of
member of county
board.

"Upon the death or resignation of the chairman or any other member of the County Board of Alcoholic Control, whether selected under the provisions of this Act or under the provisions of Chapter four hundred and eighteen or Chapter four hundred and ninety-three of the Public Laws of one thousand nine hundred and thirty-five, following the expiration of the term of office for which said chairman or member has been appointed, elected or selected, his successor to fill out such unexpired term shall be selected at a joint meeting of the Board of County Commissioners, the County Board of Health and the County Board of Education, which joint meeting shall be held within ten (10) days after such resignation or death, which meeting shall be called by the chairman or some other member of the County Board of Alcoholic Control, by giving notice to each member of the time and place of holding such meeting."

(b) By adding at the end of sub-section (o) of section ten the following:

Authority
conferred.

"The persons so appointed shall, after taking the oath prescribed by law for the peace officers, have the same powers and authorities within their respective counties as other peace officers."

(c) By amending the third paragraph in section twenty-five by striking out after the words "if any county" and before the words "under the provisions of" in the first line of said third paragraph the following language, "which has heretofore," and by inserting in lieu thereof the words "while operating any such control store"; and by inserting after the words "one thousand, nine hundred and thirty-five or" and before the word "shall" in line three of said paragraph the words "under the terms of this Act."

Stores operating
under Act to close,
if vote in subse-
quent election is
against control.